

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**ANTONIO CORNELIOUS TURNER**

**PLAINTIFF**

**VS.**

**CIVIL ACTION NO. 3:09cv87 TSL-FKB**

**SHERIFF TOBY TROBRIDGE, JR.**

**DEFENDANT**

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**JUDGMENT**

This matter having come on to be heard on this date upon the report and recommendation of United States magistrate judge entered in this cause on April 27, 2010, and the court, after a full review of the record, having adopted said report and recommendation as the finding of this court by order dated this day, finds that this matter should be dismissed without prejudice due to plaintiff's failure to prosecute.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the above described action be, and the same is hereby, dismissed without prejudice.

SO ORDERED this the 18<sup>th</sup> day of May, 2010.

/s/Tom S. Lee

UNITED STATES DISTRICT JUDGE